

UNITED STATES DISTRICT COURT **FILED**

NORTHERN DISTRICT OF CALIFORNIA

2007 JUL 11 P 2:48

SAN JOSE DIVISION

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

FILED

THE UNITED STATES OF AMERICA

vs.

FERNANDO CARRASCO-RIVERA

a/k/a Victor Garcia, a/k/a Victor Pedro Garcia

INDICTMENT

Count One: Title 18, United States Code, Section 911 - False Claim of United States Citizenship.

Count Two: Title 18, United States Code, Section 1028(a)(7)- Fraud and Related Activity In Connection With Identification Documents.

A true bill.



Foreperson

Filed in open court this 11th ~~11th~~ **day of** July

A.D. 2007



UNITED STATES MAGISTRATE JUDGE

NO PROCESS REQUIRED

Bail. \$ _____

E-FILING

FILED

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CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

Sm

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

FERNANDO CARRASCO-RIVERA,
a/k/a Victor Garcia,
a/k/a Victor Pedro Garcia,

Defendant.

CR 07 00429

No.

VIOLATIONS: 18 U.S.C. § 911 – False
Claim Of United States Citizenship; 18
U.S.C. § 1028(a)(7) – Fraud And Related
Activity In Connection With Identification
Documents

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: [18 U.S.C. § 911 - False Claim Of United States Citizenship]

On or about and between March 29, 2007 and May 1, 2007, in the Northern District of
California, and elsewhere, the defendant

FERNANDO CARRASCO-RIVERA,
a/k/a Victor Garcia,
a/k/a Victor Pedro Garcia,

did falsely and willfully represent himself to be a citizen of the United States; in violation of
Title 18, United States Code, Section 911.

INDICTMENT

COUNT TWO: [18 U.S.C. § 1028(a)(7) - Fraud And Related Activity In Connection With Identification Documents]


On or about and between March 29, 2007 and May 1, 2007, in the Northern District of California, and elsewhere, the defendant

FERNANDO CARRASCO-RIVERA,
a/k/a Victor Garcia,
a/k/a Victor Pedro Garcia,

did knowingly possess and use, without lawful authority, a means of identification of another person with intent to commit a violation of Federal law; to wit possessing and using a unauthorized Social Security card (#071-54-1312) in connection with a false claim of U.S. citizenship, as charged in Count One of this Indictment; all in violation of Title 18, United States Code, Section 1028(a)(7).


A TRUE BILL.

Date: 11-Jul-2007


Grand Jury Foreperson

SCOTT N. SCHOOLS
United States Attorney


MATTHEW A. PARRELLA
Chief, San Jose Branch Office

(Approved as to form: 
AUSA Singh

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDEDName of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA**OFFENSE CHARGED**
SEE ATTACHMENT

2007 JUL 11 P 2:48

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.PENALTY:
SEE ATTACHMENT☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**CR****07 00429****JW HRL****PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

S/A Jim Mollison-CBPEO.

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM**SCOTT N. SCHOOLS**☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)**CARLOS SINGH****DEFENDANT - U.S.****FERNANDO CARRASCO-RIVERA**

DISTRICT COURT NUMBER

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution

Has detainer
been filed? ☐ Yes ☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

**DATE TRANSFERRED
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS*☐ WARRANT Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

UNITED STATES OF AMERICA
v.
FERNANDO CARRASCO-RIVERA
a/k/a Victor Garcia, a/k/a Victor Pedro Garcia

ATTACHMENT TO PENALTY SHEET

Count One: Title 18, United States Code, Section 911 - False Claim of United States Citizenship.

3 years imprisonment
\$250,000 Fine
3 years of supervised release
\$100 special assessment

Count Two: Title 18, United States Code, Section 1028(a)(7)- Fraud and Related Activity In Connection With Identification Documents.

20 years imprisonment
\$250,000 Fine
3 years of supervised release
\$100 special assessment